

Panaji, 21st February, 1991 (Phalguna 2, 1912)

SERIES I No. 47

OFFICIAL GAZETTE

GOVERNMENT OF GOA

GOVERNMENT OF GOA

Department of Urban Development

Notification

4-2-3-90-UDD

- Read: 1) Government Notification No. 4-2-3-90-UDD(i) dated 26th April, 1990.
 2) Government Notification No. 4-2-3-90-UDD(i) dated 22-5-1990.
 3) Government Notification No. 4-2-3-90-UDD dated 21-9-1990.

In exercise of the powers conferred by sub-section (1) of section 19 of the Goa, Daman and Diu Town and Country Planning Act, 1974 (Act No. 21 of 1975) (hereinafter called the 'said Act'), the Government of Goa hereby withdraws from the operation/jurisdiction of the Ponda Planning and Development Authority the below mentioned Village Panchayat areas: —

1. Candola-Betqui.
2. Tiurem-Orgao.
3. Boma-Adcolna.
4. Cundaim.
5. Velinga-Priol-Cuncolim.
6. Wadi-Talaulim.
7. Betora-Nirancal.
8. Borim.

By order and in the name of the Governor of Goa.

D. V. Sathe, Under Secretary to the Government of Goa (UD).

Panaji, 11th February, 1991.

Public Health Department

Notification

10/8/90-I/PHD

Read: Government Notification No. 10/8/90-I/PHD dated 29-11-90.

In partial modification of Government Notification referred to above, Government is pleased to decide that the Director of Food & Drugs Administration

shall continue to look after the procurement of drugs for the Directorate of Health Services as defined under the Drugs and Cosmetics Act, 1940 and the rules made thereunder as heretobefore but other Stores and equipment would be procured by the Director of Health Services for the use of the Directorate of Health Services by following the normal purchase procedure. However, cases where the Drugs Controller has already initiated action for procurement of equipment/stores, will be completed by the Directorate of Food and Drugs Administration by following the normal procedure.

This issues with the concurrence of Finance Department vide their U. O. No. Fin/Exp/70/91 dated 17-1-91.

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Under Secretary (Health).

Panaji, 1st February, 1991.

Law (Legal and Legislative Affairs) Department

Notification

10-6-90/LA

The Armed Forces (Jammu and Kashmir) Special Powers Act, 1990 (Central Act 21 of 1990) which was passed by Parliament and assented to by the President of India, on 10-9-1990 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 11-9-1990, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 2nd January, 1991.

The Armed Forces (Jammu and Kashmir)
Special Powers Act, 1990

AN
ACT

to enable certain special powers to be conferred upon members of the armed forces in the disturbed areas in the State of Jammu and Kashmir.

Be it enacted by Parliament in the Forty-first Year of the Republic of India as follows :—

1. *Short title, extent and commencement.*— (1) This Act may be called the Armed Forces (Jammu and Kashmir) Special Powers Act, 1990.

(2) It extends to the whole of the State of Jammu and Kashmir.

(3) It shall be deemed to have come into force on the 5th day of July, 1990.

2. *Definitions.*— In this Act, unless the context otherwise requires,—

(a) “armed forces” means the military forces and the air forces operating as land forces and includes any other armed forces of the Union so operating;

(b) “disturbed area” means an area which is for the time being declared by notification under section 3 to be a disturbed area;

(c) all other words and expressions used herein, but not defined and defined in the Air Force Act, 1950, or the Army Act, 1950, shall have the meanings respectively assigned to them in those Acts.

3. *Power to declare areas to be disturbed areas.*— If, in relation to the State of Jammu and Kashmir, the Governor of that State or the Central Government, is of opinion that the whole or any part of the State is in such a disturbed and dangerous condition that the use of armed forces in aid of the civil power is necessary to prevent —

(a) activities involving terrorist acts directed towards overawing the Government as by law established or striking terror in the people or any section of the people or alienating any section of the people or adversely affecting the harmony amongst different sections of the people;

(b) activities directed towards disclaiming, questioning or disrupting the sovereignty and territorial integrity of India or bringing about cession of a part of the territory of India or secession of a part of the territory of India from the Union or causing insult to the Indian National Flag, the Indian National Anthem and the Constitution of India,

the Governor of the State or the Central Government, may, by notification in the Official Gazette, declare the whole or any part of the State to be a disturbed area.

Explanation.— In this section, “terrorist act” has the same meaning as in *Explanation* to article 248 of the Constitution of India as applicable to the State of Jammu and Kashmir.

4. *Special powers of the armed forces.*— Any commissioned officer, warrant officer, non-commissioned officer or any other person of equivalent rank in the armed forces may, in a disturbed area, —

(a) if he is of opinion that it is necessary so to do for the maintenance of public order, after giving such due warning as he may consider necessary, fire upon or otherwise use force, even to the causing of death, against any person who is acting in contravention of any law or order for the time being in force in the disturbed area prohibiting the assembly of five or more persons or the carrying of weapons or of things capable of being used as weapons or of fire-arms, ammunition or explosive substances;

(b) if he is of opinion that it is necessary so to do, destroy any arms dump, prepared or fortified position or shelter from which armed attacks are made or are likely to be made or are attempted to be made, or any structure used as a training camp for armed volunteers or utilised as a hide-out by armed gangs or absconders wanted for any offence;

(c) arrest, without warrant, any person who has committed a cognizable offence or against whom a reasonable suspicion exists that he has committed or is about to commit a cognizable offence and may use such force as may be necessary to effect the arrest;

(d) enter and search, without warrant, any premises to make any such arrest as aforesaid or to recover any person believed to be wrongfully restrained or confined or any property reasonably suspected to be stolen property or any arms, ammunition or explosive substances believed to be unlawfully kept in such premises, and may for that purpose use such force as may be necessary, and seize any such property, arms, ammunition or explosive substances;

(e) stop, search and seize any vehicle or vessel reasonably suspected to be carrying any person who is a proclaimed offender, or any person who has committed a non-cognizable offence, or against whom a reasonable suspicion exists that he has committed or is about to commit a non-cognizable offence, or any person who is carrying any arms, ammunition or explosive substance believed to be unlawfully held by him, and may, for that purpose, use such force as may be necessary to effect such stoppage, search or seizure, as the case may be.

5. *Power of search to include powers to break open locks, etc.*— Every person making a search under this Act shall have the power to break open the lock of any door, almirah, safe, box, cupboard, drawer, package or other thing, if the key thereof is withheld.

6. *Arrested persons and seized property to be made over to the police.*—Any person arrested and taken into custody under this Act and every property, arms, ammunition or explosive substance or any vehicle or vessel seized under this Act, shall be made over to the officer-in-charge of the nearest police station with the least possible delay, together with a report of the circumstances occasioning the arrest, or as the case may be, occasioning the seizure of such property, arms, ammunition or explosive substance or any vehicle or vessel, as the case may be.

7. *Protection of persons acting in good faith under this Act.*—No prosecution, suit or other legal proceeding shall be instituted, except with the previous sanction of the Central Government, against any person in respect of anything done or purported to be done in exercise of the powers conferred by this Act.

8. *Repeal and saving.*—(1) The Armed Forces (Jammu and Kashmir) Special Powers Ordinance, 1990, is hereby repealed. 3 of 1990.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provisions of this Act.

Notification

10-3-88/LA (Part)

The following Notification received from the Government of India, Ministry of Home Affairs, New Delhi, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 9th May, 1989.

MINISTRY OF HOME AFFAIRS

Notification

New Delhi, the 24th January, 1989

G.S.R. 52(E):—In exercise of the powers conferred by section 44 of the Arms Act, 1959 (54 of 1959), the Central Government hereby makes the following rules further to amend the Arms Rules, 1962, namely:—

1.. (1) These rules may be called the Arms (Amendment) Rules, 1989.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Arms Rules, 1962 (hereinafter referred to as the said rules), for Schedule-II, the appended Schedule shall be substituted.

3. In Schedule-III to the said rules:

(i) in Form-III in the Conditions after condition 4 the following condition shall be inserted, namely; “4-A A licensee having an arms licence valid throughout India, shall, whenever he carries the weapon or weapons outside the State where he normally resides, register the weapon or weapons with the local police authorities within a period of 48 hours of his arrival in any place outside that State.”

(ii) In form-III-A, in the Conditions, after condition 3, the following condition shall be inserted, namely:—

“3-A A licensee, having an arms licence valid throughout India, shall, whenever he carries the weapon or weapons outside the State where he normally resides, register his weapon or weapons with the local police authorities within a period of 48 hours of his arrival in any place outside that State.”

(iii) For Form “A” the appended Form shall be substituted.

(iv) After rule 51 of the said rules the following rule shall be inserted namely:—
“51-A — The applicant shall not suppress any factual information or furnish any false or wrong information in the application form.”

[No. V.11026/24/87-ARMS]
A. K. VERMA Jt. Secy.

Footnote:

The Principal Rules were notified vide GSR No. 987 dated 13th July, 1962 and were subsequently amended vide the following notifications:—

1. GSR 326 dated 30-1-63
2. GSR 633 dated 23-4-65
3. GSR 1006 dated 16-7-65
4. SO 1461 dated 22-4-67
5. GSR 266 dated 7-2-69
6. GSR 2475 dated 22-10-69
7. GSR 1689 dated 9-9-70
8. GSR 278 dated 17-2-75
9. GSR 733 dated 1-7-75
10. GSR 462 (E) dated 11-8-76
11. GSR 1242 dated 11-8-76
12. GSR 695 (E) dated 8-8-87

SCHEDULE II
(See rule-4)
Licensing Authorities, etc.,

Item No.	Purpose	Categories of arms/am- munition as defined in schedule-I	Place/Class of persons	Licensing Authority	Area for which licences can be granted	Renewing Authority	Form No.	Conditions
1	2	3	4	5	6	7	8	9
1.	Acquisition/Possession/ important transport	I(a), II	Whole of India.	Central Government in the Ministry of Home Affairs.	Whole of India or any specified area.	Central Govt. in the Ministry of Home Affairs.	I	—
2.	Acquisition and possession only	III(b), III (c), III(d), V, VI.	District or any specified area.	District Magistrate.	Throughout the Distt. or his area or juris- diction or any speci- fied part of his juris- diction.	District Magis- trate.	II	—
3.	Acquisition/possession/ Carrying and use for protection/sport/target practice/display	(a), I(b), I(c), (b) I(d), III, V, VI.	Whole of India.	Central Government in the Ministry of Home Affairs.	Whole of India or any specified area.	State Govt.	III.	—
			(i) District or any specified area.	District Magistrate.	Throughout the Distt. or his area or juris- diction or any speci- fied part of his juris- diction.	Distt. Magistrate.	III/VI	—
			(ii) State	State Government.	Whole of the State or any specified area.	State Government or any officer specially em- powered by the State Govern- ment in this behalf	III/VI'	The licence shall be granted by the State Govt. on the basis of the recommendations of the concerned Dis- trict Magistrate.
			(iii) Whole of India	State Government.	Whole of India or any specified area.	State Government or any officer specially em- powered by the State Govt. in this behalf.	III/VI	The licence for all India operation shall be granted or renewed only with the previous approval/consent of the Central Govern- ment in the Ministry of Home Affairs.
		(c) III.	(a) In case of persons residing in Nepal.	Ambassador of India in Nepal.	India or any specified part thereof.	Same as licensing authority or any other authority empowered to grant a licence of the descrip- tion.	III	The licence for all India operation shall be granted only with the previous approval of the Central Govern- ment in the Ministry of Home Affairs.

NOTE:

In case of target prac-
tice premises for tar-
get practice to be spe-
cified in licence Form
VI.

	(b) In case of person residing in Bhutan.	Representative of the Govt. of India in Bhutan.	India or any spec. part thereof.	Same as licensing authority or any other authority empowered to grant a licence of the description.	III The licence for all India operation shall be granted only with the previous approval of the Central Government in the Ministry of Home Affairs.
	(c) In case of bonafide tourists as defined in section (10) (1) (b) if the place of arrival of the tourists is:—				
	(i) Jammu & Kashmir	(i) State Govt. or an officer specially empowered by that Govt.	(i) India or any specified part thereof.	No renewal.	III* The licence shall be valid for a period of six months only and granted only for the purpose of sport and possession.
	(ii) Any other place in India	(ii) Head of the Mission or Head of the Chancery in the country notified under section 10(1) (b) to which tourist belongs: or District Magistrate or any other officer specially empowered by Central Govt.	(ii) India or any specified part thereof.	No renewal.	III* *The licence shall be valid for a period of six months only and granted only for the purpose of sport and possession.
	(d) I (b), I (c).	In case of retainers of exemptees.	Central Government in the Ministry of Home Affairs.	India or any specified part thereof.	State Govt. or any officer specially empowered by the State Government in this behalf. III-A
	(c) I (d), III, V, VI.	In case of retainers of exemptees.			
	(i) District or any specified area.	District Magistrate.	Throughout the District or his area of jurisdiction or any specified part of his jurisdiction.	District Magistrate.	III-A
	(ii) State	State Govt.	Whole of the State or any specified area.	State Govt. or any officer specially empowered by the State Govt. in this behalf.	III-A The licence shall be granted by the State Govt. on the basis of the recommendations of the concerned District Magistrate.
	(iii) Whole of India.	State Govt.	Whole of India or any specified area.	State Govt. or any officer specially empowered by the State Government in this behalf.	III-A The licence for all India operation shall be granted or renewed only with the previous approval of the Central Government in the Ministry of Home Affairs.
4. Acquisition/Possession and carrying for destruction of wild animals which do injury to human beings/cattle and	III (b), III (c), III (d), V.	District or any specified area.	District Magistrate or any officer specially empowered by the State Govt. in this behalf.	Throughout the District or his area of jurisdiction or any specified part of his jurisdiction.	Same as licensing authority IV/V The licence shall be granted in the appropriate form to the purpose for which it is applied.

1	2	3	4	5	6	7	8	9
	for protection of crops and cattle							
5.	Carrying on journey in or through any part of India	(i) In Jammu & Kashnair	(i) State Govt.	India or any specified part thereof.	No renewal	VII	—	
		(ii) In other places.	ii) District Magistrate/Sub-Divisional Magistrate specially empowered by the State Govt.	India or any specified part thereof.	No renewal	VII	—	
		(iii) In case of persons residing in Nepal.	(iii) Ambassador of India in Nepal.	India or any specified part thereof.	No renewal	VII	—	
6.	Temporary possession by bonafide travellers visiting India	I (c), III, V. At place of arrival:						
		(i) In Jammu & Kashmir.	((i) State Govt. or any officer specially empowered by that Govt.	India or any specified part thereof.	No renewal	VIII	—	
		(ii) Elsewhere in India.	(ii) District Magistrate or an officer specially empowered by the State Govt.	India or any specified part thereof.	No renewal	VIII	—	
7.	Manufacture, Conversion, Shortening, Repair, test (other than proof test), sale, transfer, keeping for sale, transfer, conversion or test of arms and ammunition	(a) All. (a) Throughout India.	(a) Central Govt. in the Ministry of Home Affairs.	Within the premises to be specified in the licence.	(a) State Govt.	IX	—	
		(b) V, VI. (b) Throughout India.	(b) District Magistrate or any other Officer specially empowered in this behalf by the State Govt./ Administrator of Union Territory.	Within the premises to be specified in the licence.	(b) Same as licensing authority.	IX	—	
8.	Conversion (except fire-arms) repair of test (other than proof test), transfer, sale, keeping for sale, repair or test or transfer	I (b), I (c) Throughout India.	Central Government in the Ministry of Home Affairs.	Within the premises to be specified in the licence.	State Govt.	XI	—	
9.	Conversion (except fire-arms) repair or test (other than proof-test), transfer, sale, keeping for sale, repair or test or transfer	I (d), III, V, VI. State	State Govt.	Within the premises to be specified in the licence.	State Govt.	XI	—	
10.	Conversion of ingredient of ammunition in to explosives/or transfer	VI (b). (i) In Jammu & Kashnair.	State Govt.	Within the premises to be specified in the licence.	State Govt.	XI	—	
		(ii) In other places.	District Magistrate or any officer specially empowered by the State Govt.	Within the premises to be specified in the licence.	Same as licensing authority.	XI	—	

11. Sale, Transfer, or test (other than proof-test) and keeping for sale, transfer or test	I (b) and I (c)	Throughout India.	State Govt.	Within the premises to be specified in the licence.	State Govt.	XII	
12. Sale, Transfer or test (other than proof-test) and keeping for sale, transfer or test	I (d) III, V.	State.	State Govt.	Within the premises to be specified in the licence.	State Govt.	XII	
13. Sale, Transfer or test (other than proof-test) keeping for sale, transfer or test	III (c), III (d) V, VI.	State.	State Govt. or any officer specially empowered by State Government,	Within the premises to be specified in the licence.	Same as licensing authority.	XIII	
14. Keeping for Safe custody	All	State.	State Govt. or any officer specially empowered by State Government.	Within the premises to be specified in the licence.	Same as licensing authority.	*XIV	*To be given only to holders of a licence in any of the Forms IX, XI, XII, XIII.
15. Import by sea or air	(a) I (b), I (c) I (d),	(a) At any customs port in India.	(a) Central Govt. in the Ministry of Home Affairs.		No renewal	I	
	(b) III, IV, V, VI.	(b) At any customs port in India.	(b) District Magistrate in whose jurisdiction the port lies.		No renewal	XV	
	(c) Sulphur.	(c) At ports of Kakinada, Tuticorin & Cochin.	(c) State Govt. in* Tamilnadu, Andhra Pradesh or Kerala.		No renewal	XV	*In reasonable quantities for medicinal, agricultural or Industrial purpose.
16. Import by land or river	(a) I (b), I (c), I (d)	(a) Throughout India.	(a) Central Govt. in the Ministry of Home Affairs.	—	No renewal	I	
	(b) III, IV, V, VI.	(b) (i) in Jammu and Kashmir.	(b) (i) State Govt.	—		XVI	
		(ii) At other places.	(ii) District Magistrate.	—		XVI	
17. Export by sea or air to foreign territory including commonwealth countries	(a) All	From any customs port in India to a Port in a Foreign territory.	(a) Central Government in the Ministry of Home Affairs or any officer specially empowered by the Central Govt. in the Ministry of Home Affairs.	—	No renewal	XVII	*Subject to the condition that the licensing authority is satisfied that: (i) the arms are not for — military purpose but are meant for the personal use of the consignee and (ii) any rifles or parts of or fittings for rifles are included in good faith for sporting purpose only.
	* (b) III (b), III (c), III (d), IV, V, VI.	From any customs port in India to a Port in a Foreign territory.	Govt. of the State in which the port is situated.	—			

1	2	3	4	5	6	6	7	8
		(c) III (b), III (c), III (d), IV, V, VI.	From any customs port in India to a Port in the Commonwealth.	District Magistrate.	—	No renewal	XVII	Subject to the condition (ii) above.
18. Export by land or river	(a) All		To any place outside India.	Central Govt. in the Ministry of Home Affairs or any officer specially empowered for the purpose by the Central Govt. in the Ministry of Home Affairs.	—	No renewal	XVIII	
	(b) III, V, Sulphur or Calorate re- quired for manufacture of matches, Bengal lights and paper caps for toy pistol.	Sikkim — Bhutan —		Commissioner Sikkim Police. Representative of India in Bhutan.	—	No renewal	*XVII	*To be given only for personal use of the licence in Bhutan.
	(c) All	To Nepal		*Ambassador of India in Nepal.	—	No renewal	XVIII	*Subject to previous sanction of the Central Government in the Mi- nistry of Home Affairs in respect of categories I and II.
19. Export and re-import, import, transport and re-export	(a) I (a), I (b), II.	(a) Between one port of India to another.		Central Government in the Ministry of Home Affairs.	—	No renewal	XIX	—
	(b) I (c), I (d), III (b)	(b) Between one port of India to another.		(b) Central Govt. in the Ministry of Home Affairs, or an officer spe- cially empowered for the purpose by the Central Government in the Ministry of Home Affairs.	—	No renewal	XIX	—
	(c) III (a), III (c), III (d), IV, V, VI.	(c) Between one port of India and another.		(c) District Magis- trate.	—	No renewal	XIX	—
	(d) III, IV, V, VI.	(d) From any place in Nepal.		(d) Ambassador of India in Nepal.	—	No renewal	XIX	—
20. Transport	I (b), I (c), I (d) III, IV, V, VI.	(i) In Jammu & Kashmir (ii) In other places.		(i) State Govt., (ii) District Magis- trate.	—	No renewal	XX	—
					—	No renewal	XX	—
21. Import into, possession in and transport out of India by His Majesty the King of Nepal Personnel accompanying	All.	Nepal.		*Ambassador of India in Nepal.	—	No renewal	XXI	*Subject to confirma- tion by Central Go- vernment in the Mi- nistry of Home Affairs.

him, his brochures, the Prime Minister of Nepal and Nepal Govt.'s forces and Police.							
22. Import into possession (without used for the duration of his journey in transport across and export out of India by bonafide travellers of their personal arms and ammunition passing through India.	I (b), I (c), I (d) III, IV, V.	—	District Magistrate or an officer specially empowered by the Central Govt. in the Ministry of Home Affairs or in the case of persons residing in Nepal by the Ambassador of India in Nepal.	—	No renewal	XXII	—
23. Acquiring, possessing during the course on his stay in (but not use) and carrying in, and export out of India by bonafide tourist.	III, IV, V (Country made weapons only).		District Magistrate or an officer specially empowered by the State Govt.	—	Same as licensing authority	XXII	—

SCHEDULE - III

FORM "A"

Form of Application for an Arms licence

(See Rule 51)

PART - A — Identity of applicant

1. Name:
2. Father's/husband's name:
3. Place of birth (Nativity):
4. Date of birth in Christian era both in words and figures:
5. Present Address:
** (a) Nearest Police Station:
6. Permanent address
** (a) Nearest Police Station:
7. Occupation; and designation of office held if any
(together with address):

Signature/Thumb impression

(NOTE: **Nearest Police Station means the police station underwhose jurisdiction the place given in the address comes)

PART — B — Other particulars of applicant

9. Whether the applicant has been —
 - (a) convicted — if so, the offence(s), the sentence and date of sentence;
 - (b) ordered to execute a bond under Chapter VIII of Code of Criminal Procedure, 1973 (2 of 1974) for keeping the peace or for good behaviour — if so, when and for what period;
 - (c) prohibited under the Arms Act, 1959, or any other law from having the arms/ammunition.
10. (a) Whether the applicant applied for a licence before — if so, when to whom and with what result;
- (b) whether the applicant's licence was ever suspended or cancelled/revoked — if so, when and by whom and on what account;
- (c) whether any other member of the applicant's family is in possession of an arms licence, if so, particulars thereof.
11. Whether the applicant: —
 - (a) is a licensee or exemptee, if so, description of the arms, held;
 - (b) has a safe place to keep the arms;
 - (c) is a bonafide tourist, if so
 - (i) name of the country to which he belongs;
 - (ii) whether he is prohibited by the laws of his country from having in his possession any arms and ammunition;
 - (iii) the probable date of his arrival in India.

NOTE: — Bonafide tourist is permitted to bring into India, subject to the conditions specified in section 10 and in rule 32, arms and ammunition in reasonable quantities for his use for purpose only of sport and for no other purpose.

PART - C — Particulars of Licence

12. Need for licence:
13. The Form in which the licence is required:
14. Description of arms/ammunition
15. (a) Area within which applicant wishes to carry arms
- (b) Place where arms/ammunition will be kept/manufactured etc.
- (c) Place/route of import/export transport.
16. Other particulars required as in the relevant licence Form.
17. Any Claims for special consideration.

NOTE: — Against column 12 the applicant should clearly mention the purpose(s) for which the licence is required — such as; use, acquisition, possession, carrying, manufacture, sale, transfer, repair, convert, proof-test, import, re-import, export, re-export, transport, self-protection, sport, display, destruction of wild animals which do injury to human beings/cattle, protection of crop and cattle, target practice/shooting, temporary possession as bona-fide traveller visiting India etc.

PART - D For applicant requiring licence for import/export/transport/re-export and re-import

18. (a) Whether the previous sanction of the concerned authority required under rule 50 if any, has been obtained, and, if so,

(b) the evidence in support thereof

DECLARATION:

I hereby declare that the above particulars given in the application are true, complete and correct to the best of my knowledge and belief. I understand that in the event of any information being found false or incorrect at any stage, I am liable to be proceeded against and action taken under the relevant provisions of the Arms Act, 1959, the Arms Rules, 1962, and other Central enactments or the law for the time being in force.

Place:

Signature/Thumb impression of applicant.

Date:

(NOTE: Strike off the entries not relevant)

WARNING: SUPPRESSION OF ANY FACTUAL INFORMATION OR FURNISHING OF ANY FALSE OR WRONG INFORMATION IN THE APPLICATION FORM IN VIOLATION OF RULE 51-A WILL RENDER THE APPLICANT LIABLE FOR PUNISHMENT UNDER SECTION 30 OF THE ARMS ACT, 1959.

Law (Establishment) Department

Notification

10-14-88/LD

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the Governor of Goa hereby makes the following rules relating to recruitment to the Group 'B', Non-Ministerial, Non-Gazetted post in Law and Judiciary Department, Government of Goa, namely:—

1. Short title, application and commencement.—

(1) These rules may be called the Government of Goa, Law and Judiciary Department, Group 'B', Non-Ministerial, Non-Gazetted post Recruitment Rules, 1990.

(2) *Application:* These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

2. **Number, classification and scales of pay.**—The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in Columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. **Method of recruitment, age limit and other qualifications.**—The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in Columns 5 to 13 of the said Schedule.

4. **Disqualification.**—No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may if satisfied that such marriage is permissible under the personal Law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. **Power to relax.**—Where the Government is of the opinion, that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing relax any of the provisions of these rules with respect to any class or category of persons.

6. **Saving.**—Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

7. These rules are issued in consultation with the Goa Public Service Commission vide their letter No. COM/II/13/42(2)/90 dated 26th November, 1990.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Law).

Panaji, 29th November, 1990.

SCHEDULE

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether the benefit of added years of service is admissible under Rule 30 of CCS (Pension) Rules 1972	Educational and other qualifications required for direct recruits	Whether age & Educational Qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by deputation/transfer and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Assistant Public Prosecutor	16 (Subject to variation dependent on workload)	Goa General Service Group 'B' Non-Gazetted	Rs. 2000-60-2300-EB-75-3200	Not applicable	Not exceeding 35 years (relaxable for Government servants upto 5 years in accordance with the instructions or orders issued by the Government)	Not applicable	<p>Essential:</p> <ol style="list-style-type: none"> 1. A degree in Law from a recognised University or any equivalent qualification. 2. Must have practised as an Advocate for 2 years. <p>Desirable:</p> <p>Knowledge of Konkani and/or Marathi.</p>	Not applicable	Two years	Direct Recruitment	Not applicable	Group 'B' (Non-Gazetted) D. P. C. consisting of:	As required under the G. P. S. C. (Exemption from Consultation) Regulations 1988. Consultation with the G. P. S. C. necessary while making direct recruitment, promotion, selecting an officer for appointment on deputation and amending/relaxing any of the provisions of these Rules.